UNITED STATES DISTRICT COURT		EASTERN DISTRICT OF TEXAS
RALPH LYNN FERGUSON JR, Plaintiff, versus ERIC MARCINE DUNN, CHARLES WILLIS, JOSH BECKMAN, BRANDON THURMAN, TIMOTHY WAYNE CORKERN, STEVE HOLLOWAY, PARVIN BUTLER, ANGIE BROWN, PETE PATRICK, GWEN KELLY, CONNIE . SMITH, LINDA PITTS, ASHLEY MORROW, ROBERT SHANE HILTON, COURTNEY TRACY PONTHIER, CRAIG M MIXSON, J KEITH STANLEY, Defendants.	w w w w w w w w w w w w w w w w	CASE NO. 1:16-CV-00272-MAC

ORDER OVERRULING PLAINTIFF'S OBJECTIONS AND ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

On March 29, 2019, United States Magistrate Judge Zack Hawthorn recommended denying *pro se* Plaintiff Ralph Lynn Ferguson Jr.'s "Motion to Amend Final Judgment." Doc. No. 210. Thereafter, on April 23, 2019, the court adopted Judge Hawthorn's report (Doc. No. 212) after the objection period elapsed and no objections had been filed. Doc. No. 213.

On May 1, 2019, Ferguson filed an "Emergency Pro-Se Motion to Void [213] Order Adopting Report and Recommendations," arguing that he had not timely received the magistrate judge's report by certified mail within the objection period. Doc. No. 214. On May 8, 2019, Judge Hawthorn denied Ferguson's emergency motion as moot because the court granted Ferguson leave

to file his objections to the report. Doc. No. 215. On May 28, 2019, Ferguson filed his objections

to the report. Doc. No. 217.

A party who files timely, written objections to a magistrate judge's report and

recommendation is entitled to a *de novo* determination of those findings or recommendations to

which the party specifically objects. 28 U.S.C. § 636(b)(1)(C); FED. R. CIV. P. 72(b)(2)-(3).

"Parties filing objections must specifically identify those findings [to which they object].

Frivolous, conclusive or general objections need not be considered by the district court." Nettles

v. Wainwright, 677 F.2d 404, 410 n.8 (5th Cir. 1982) (en banc), overruled on other grounds by

Douglass v. United Servs. Auto. Ass'n, 79 F.3d 1415 (5th Cir. 1996) (en banc).

After reviewing Ferguson's objections, the court finds that the objections are without merit.

It is, therefore, **ORDERED** that the magistrate judge's "Report and Recommendation

Denying Motion for Reconsideration" (Doc. No. 212) remains ADOPTED, Ferguson's "Motion

to Amend Final Judgment" (Doc. No. 210) remains **DENIED**, and that any other pending motions

are **DENIED** as moot.

Signed this date

Jun 3, 2019

MARCIA A. CRONE

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UNITED STATES DISTRICT JUDGE